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Attorney Docket No. 50225-8046.US00

#16
8-1-03
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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

IN RE APPLICATION OF: McCormick *et al.*

SERIAL No.: 09/642,607

FILED: August 17, 2000

FOR: CAPILLARY ELECTROKINESIS BASED
CELLULAR ASSAYS

EXAMINER: Brown, J.

ART UNIT: 1755

CONFIRMATION No. 6932

DATE OF NOTICE OF
ALLOWANCE: April 3, 2003

Communication

Mail Stop Issue Fee
Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

This paper is responsive to the Notice of Allowability and the Interview Summary mailed April 3, 2003.

In compliance with MPEP § 713.04, the Examiner has recorded the substance of the telephonic interview in the Interview Summary and in the Examiner's Amendment. The Interview Summary form, however, does not include a "checked box at the bottom of the form informing the applicant that he or she need not supplement the form by submitting a separate record of the substance of the interview." MPEP 713.04. Thus, Applicants are uncertain if an obligation remains on the Applicants to separately record the substance of the interview.

Thus, this communication is submitted to satisfy any outstanding requirement on the part of the Applicants to record the substance of the interview.

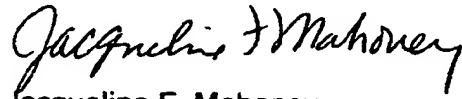
1. Claims 1 and 4-18 were discussed.
2. The specific prior art discussed was U.S. Patent Nos. 5,958,202, 5,993,631, and 6,120,666.
3. The principal proposed amendments of a substantive nature discussed are already described on the Interview Summary form completed by the Examiner.
4. The general thrust of the principal arguments: U.S. Patent No. 5,958,202 fails to show contacting cells with a compound of interest; U.S. Patent No. 5,993,631

fails to show an array with a reservoir and channels; U.S. Patent No. 6,120,666 fails to show the methods of the claimed invention.

5. Changes to the specification were further discussed as described on the Interview Summary form completed by the Examiner.

6. An agreement was reached.

Respectfully submitted,
PERKINS COIE LLP



Jacqueline F. Mahoney
Registration No. 48,390

Date: July 2, 2003

Correspondence Address:

Customer No. 22918

Phone: 650 838-4410